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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

SETH ROSENFELD,

Plaintiff,

v.

FEDERAL BUREAU OF
 INVESTIGATION AND UNITED
 STATES DEPARTMENT OF JUSTICE,

Defendant.

Case No. C 11-02131-MEJ

**JOINT MOTION TO BE EXCUSED
 FROM THE FORMAL ADR PROCESS
 AND ~~PROPOSED~~ ORDER**

Each of the undersigned certifies that he or she has read either the handbook entitled “Dispute Resolution Procedures in the Northern District of California,” or the specified portions of the ADR Unit’s Internet site < www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities; and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this action is limited to Plaintiff’s request that the Court order Defendant to provide

Plaintiff with the information he seeks. Given the substance of the action, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request that the case be removed from the ADR Multi-Option Program and that they be excused from participating in the ADR phone conference and any further formal ADR process. The parties agree to continue informal discussions.

Dated: September 2, 2011

Respectfully Submitted,

MELINDA HAAG
United States Attorney

/s/
ILA C. DEISS, AUSA¹
Attorney for Defendant

Dated: September 2, 2011

/s/
BENJAMIN W. STEIN
Attorney for Plaintiff

~~PROPOSED~~ ORDER

IT IS SO ORDERED. The parties are hereby excused from the ADR process.

Dated: September 6, 2011



MARIA ELENA JAMES
United States Chief Magistrate Judge

¹I, Ila C. Deiss, hereby attest, in accordance with the Northern District of California's General Order No. 45, Section X(B), the concurrence in the filing of this document has been obtained from the other signatory listed on this document.